

Minutes
Regular Meeting of April 21, 2021
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The Board of Mayor and Aldermen of the City of Waveland, Mississippi, met in Regular session at the Waveland City Hall Boardroom, 301 Coleman Avenue, Waveland, MS. on April 21, 2021 at 6:30 p.m. to take action on the following matters of City business.

ROLL CALL

Mayor Smith noted for the record the presence of Aldermen Burke, Richardson, Lafontaine, and Piazza, also present Attorney Malcom Jones and City Clerk Mickey Lagasse.

MAYOR'S REPORT

Re: Mrs. Cathy Pitalo with Hancock Resource Center was present to provide information on their HYPE Program.

Re: List of Roads to be paved Final Draft was presented to the Board and placed on the City's website. The projected costs will be \$2,305,149.31. Alderman Piazza requested the addition of Adams and Monroe's Street with a projected increase in cost of \$30,000.00.

Re: Sales tax update - The Sales Tax allocation for April (February sales) is \$235,121.70 (last years was \$199,185.38). The city has collected \$241,410.05 more than for the same time period last year or a 14.14% increase in collections. As compared to our projected budget the current year collections to date exceed the projected budget by \$101,735.02 or 6.34%.

Re: Discussed the Destination Waveland Event historically held on the 4th of July, opting to move the event to the Saturday prior to Labor Day.

Re: The Mayor presented CASA Proclamation recognizing Child Abuse Awareness Month Ms. Cynthia Chauvin was present to update the Board about CASA's efforts and fund raisers within the Community.

Re: The Mayor reminded everyone about the Annual Crawfish Cook Off to be held on Coleman Avenue in front of C&R's May 1, 2021.

Re: Drainage placement for the culverts on Nicholson Avenue (Southside of Railroad Tracks) should be starting very soon.

ALDERMEN'S COMMENTS

Re: Alderman Burke

- **Inquired about a temporary tower on Davis/Hughes Street. City Clerk Lagasse said that it is a temporary tower for a cell phone company.**
- **Expressed concern about the Air Conditioning issues at the Civic Center and how it may affect the Smithsonian Exhibit that will be on display in July.**

Re: Alderman Richardson

- **Requested the drainage issues be addressed prior to the beginning of the Citywide paving project.**

Re: Alderman Lafontaine

- **Alderman Lafontaine also discussed potential drainage issues and the setting of culverts that may be undersized.**
- **Requested the removal of sandbags on Sycamore Street, noting the bags being lined along the ditch.**
- **Requested the Revenue and Expense Reports be placed on the agenda.**

Re: Alderman Richardson (Cont.)

- **Discussed the loss of employees to other agencies due to insurance costs.**

Re: Alderman Piazza

- **Noted the lack of signage for the Lighthouse bathrooms letting the public know when the facilities will be open for use.**
- **Inquired about hand-held radar guns, and requested they be used around various areas in Waveland.**

ALDERMEN'S COMMENTS

Re: Had no comments

PUBLIC COMMENTS

Re: Mr. Chad Whitney

PUBLIC HEARING (EXHIBIT A)

Re: Mr. Gregory M. Faulker, 212 4th Street, Parcel E162Q-1-10-100.000

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Mayor Mike Smith: Moving on, 8 on the agenda is the Public Hearing for Mr. Gregory Faulker at 212 4th Street, as an unsafe and dilapidated structure, alright Josh.

Malcom Jones: So, yea, I'll take it from here, so everybody has the package and you'll see that Josh has done a good job at putting the packet together for not only this property but the next one, but for Mr. Gary Faulkner, all the notices were sent out in the correct amount of time. The property was posted, it was also mailed to the mailing address of the owner, but also to the property itself. And you'll see photographs within the package. The delivery confirmation information from the US Postal Service is within your packets and you know that he was properly notified. This is a very dilapidated structure. If you'll look at the second, excuse me, not the second, I think it's the, yea it is the second photograph in the package its Exhibit F. You'll see it's literally falling in on itself and it's not been a habitable structure, I don't know if it ever was. Was it just a storage unit?

Josh Hayes: Yes

Malcom Jones: Okay, so I think all the criteria have been met and if you like you can declare it as an unsafe structure pursuant to §21-19-11 and the International Property Maintenance Code. I do want to ask, is anybody here representing Gary M. Faulker? Let the record reflect that we have no comments from the Owner or anybody representing the owner. And if there's no questions, I would ask the Board to adopt a motion to declare this property at 212 4th Street in the City of Waveland as a dilapidated structure and unsafe pursuant §21-19-11 and the International Property Maintenance Codes.

Re: Declare the property at 212 4th Street as a dilapidated structure

Alderman Piazza moved, seconded by Alderman Lafontaine to declare this property at 212 4th Street in the City of Waveland as a dilapidated structure and unsafe pursuant 21-19-11 and the International Property Maintenance Codes.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

Re: Mr. Joseph N. Willette, 4028 Volga Street, Parcel #138M-0-33-391.000

Malcom Jones: Alright the next one is Mr. Joseph N. Willette, and this is the property at 4028 Volga Street. This is also an unsafe and dilapidated structure, all the same comments, all the notices were properly sent, properly was posted, inspections were done. This is a brick structure, you'll see pictures within your package.

Mayor Mike Smith: And I'll comment if it's okay, that this property actually within a certain, within a ten year time frame maxed out the value of the repair versus the value of the structure. So they reached a point where they could not spend any more money, according to our Ordinance.

Josh Hayes: Yes, it's in the flood zone so, substantial damage. It's like seven feet below the BFE

Mayor Mike Smith: I believe it's like a 4 bedroom brick house, I've actually been in it.

Josh Hayes: On a slab.

Mike Smith: Yes, it costs a fortune to elevate it.

Josh Hayes: And cost prohibitive.

Malcom Jones: the structure's not necessarily caving in on itself like the previous one was, but it is open. It's open for vagrants, a potential fire hazard. It's got kind of all other issues that you can see just from the photographs. The key is it is substantially damaged, and even if they wanted to, they couldn't get a building permit to repair the structure and make it habitable. So, and it's been this for quite a long period of time, Josh.

Josh Hayes: Since (Hurricane) Katrina, I believe.

Malcom Jones: Yes, no effort to be made. You know even when they could have gotten a permit to do it. So if there are no questions, then I would ask that someone make a motion to declare this property at 402 Volga Street in the name of Joseph N. Willette as a dilapidated structure pursuant to Code 21-19-11 and the International Property Maintenance Codes.

Alderman Burke moved, seconded by Alderman Piazza to declare this property at 402 Volga Street in the name of Joseph N. Willette as a dilapidated structure pursuant to Code 21-19-11 and the International Property Maintenance Codes.

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Alderman Piazza: Just one question for Josh, we haven't heard anything from him, via mail or nothing?

Josh Hayes: No

Mayor Smith: Let me ask a question on top of that, the ten, there was a ten year clause in the substantial ordinance, the repair that was done within that ten year time frame where other repairs could be made.

Josh Hayes: Were outside of ten years from (Hurricane) Katrina I mean that's the damage that was taking place.

Mayor Smith: Its been a little while back too when all that occurred.

Josh Hayes: I mean the way it sits now, is going to be substantial damage.

Malcom Jones: Mayor, I think you're talking about they call it culmative tracking. But that really doesn't apply here, because it was never restored. This property if you went in there today and got a proper estimate, it would be far more than 50% of the value of the structure only One thing I do need to do before we take a final vote. Is there anyone representing Joseph Willette or is Mr. Willette here, any body want to make a comment on this agenda item? Let the record reflect that no one spoke of Joseph Willette and theres no other discussion.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

CONSENT AGENDA (a - z)

Re: Move Item #o to Executive Session to discuss personnel Issues in Police Department

Alderman Piazza moved, seconded by Alderman Burke to move Item #o to Executive Session regarding the resignation of Ms. Shondi Garcia.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: None

Re: Approve Consent Agenda Items a-z, with Items o, q, and x removed

Alderman Lafontaine moved, seconded by Alderman Richardson to approve the consent agenda with Items a-z, with o, q and x removed.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: None

PRIVILEGE LICENSE REPORT

Re: Report for the Month of March 2021

- a. Approve the Privilege License Report for March 2021, as submitted.
(EXHIBIT B)

PERMITS REPORT

Re: Report for the Month of March 2021

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- b. Approve the Permits Report for March 2021, as submitted. **(EXHIBIT C)**

REVENUE AND EXPENSE REPORT

Re: Report for the Month of March 2021

- c. Spread on the minutes the Revenue and Expense Report for March 2021. **(EXHIBIT D)**

MINUTES

Re: Meeting of April 6, 2021

- d. Approve the meeting minutes of the Regular Meeting of April 6, 2021, as submitted.

MINUTES

Re: Minutes of Special Meeting of April 5, 2021

- e. Approve the meeting minutes of the Special Meeting of April 5, 2021, as submitted.

PROCLAMATIONS

Re: Proclaim April 18-24, 2021 as National Crime Victims Week

- f. Approve a Proclamation recognizing April 18-24, 2021, as National Crime Victims Week in the City of Waveland. **(EXHIBIT E)**

EVENTS/CRAWFISH COOKOFF

Re: Approve Request for Annual Crawfish Cook-Off - May 1, 2021

- g. Approve a request from Ms. Nadine Brown, Owner of C & R's to hold the 13th Annual Crawfish Cookoff on May 1, 2021, on Coleman Avenue and authorize the closure of Coleman Avenue from Friday April 30, 2021, at 5 p.m. to Saturday May 1, 2021, at 5 p.m.

DRAINAGE PROJECT/IDLEWOOD DRIVE DRAINAGE PROJECT/NICHOLSON AVENUE DRAINAGE PROJECT

- h. Approve two separate drainage projects budgeted at the last meeting, the total budget approved was 60k. Lowest bidder on both projects was Mapco Services of Waveland. Total to be expended is \$43,075.00.

a. Idlewood Dr. Project \$13,775.00

b. Nicholson Ave. Project \$29,300.00

KILN-WAVELAND CUTOFF REPAIR/STREETS DEPARTMENT

Re: Approve expenditure not to exceed \$11,000.00 for temporary patch on Kiln-Waveland Cutoff

- i. Approve an expenditure not to exceed \$11,000.00 to mill and temporary patch Kiln-Waveland Cutoff Rd., this repair along with assistance from the Streets Department should alleviate most of the issues until total overlay project is complete. Included in the motion will be approval to take this money from the infrastructure restricted fund.

PERSONNEL/PUBLIC WORKS/UTILITIES DEPARTMENT

Re: Resignation of Mr. Deric Gillum from the Utility Department

- j. Spread on the minutes, the resignation of Mr. Deric Gillum, effective April 13, 2021.

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PERSONNEL/PUBLIC WORKS/STREETS DEPARTMENT
Re: Termination of Mr. Deron Bell from the Streets Department

- k. Spread on the minutes, the termination of Mr. Deron Bell, effective April 21, 2021.

PERSONNEL/STREETS DEPARTMENT/UTILITY DEPARTMENT
Re: Transfer of Mr. Horace Magee from Laborer to Operator

- l. Approve moving Mr. Horace Magee from Laborer to Operator at a rate of \$12.00 per hour effective April 5, 2021. This is a budgeted position.

PERSONNEL/STREETS DEPARTMENT
Re: New Hire Mr. Kevin Gillum as a Laborer/Driver as an Operator

- m. Approve new hire Mr. Kevin Gillum as a Laborer / Driver at a rate of \$12.00 per hour, pending passage of drug test. Mr. Gillum will replace Mr. Magee who is moving to the position of Operator. This is a budgeted position.

PERSONNEL/UTILITIES DEPARTMENT
Re: New Hire Mr. Darrell Johnson as Utilities Laborer

- n. Approve new hire Mr. Darrell Johnson as a Utilities Laborer at a rate of \$12.50 per hour, pending passage of drug test. Mr. Johnson will replace Mr. Deric Gillum, who has resigned. This is a budgeted position.

~~**PERSONNEL/POLICE DEPARTMENT**~~
~~**Re: Resignation of Officer Shondi Garcia**~~

- ~~o. Spread on the minutes the resignation of Sargent Shondi Garcia, effective April 12, 2021.~~

~~-~~
~~**PERSONNEL/POLICE DEPARTMENT**~~
~~**Re: Resignation of Lieutenant William Cotter**~~

- ~~p. Spread on the minutes, the resignation of Lieutenant William Cotter, effective May 14, 2021.~~

~~**HANCOCK COUNTY TOURISM DEVELOPMENT BUREAU/APPROPRIATION**~~
~~**Re: Appropriation in the amount of \$2,000.00 for event promotion**~~

- ~~q. Approve a budgeted appropriation for the Hancock County Tourism Development Bureau in the amount of \$2,000.00, This will be used to promote Waveland's upcoming event.~~

CONTRACTS/SOFTWARE AGREEMENT/COMPTROLLER
Re: Contract with OPENGOV for financial and budgeting software

- r. Approve a contract between the City of Waveland and OPENGOV for financial and budgeting Software at a cost of \$14,175.00 for an installation, implementation, training, and annual software subscription fee for the first 2 years at a cost of \$21,700.00 per year and authorize the Mayor's signature thereon. This is a budgeted expense. **(EXHIBIT F)**

INVOICES/NICHOLSON AVENUE PROJECT
Re: Pay Application No. 8 from Greater Gulf Development

- t. Approve Pay Application No. 8 from Greater Gulf Development in the amount of \$204,744.28 - Nicholson Avenue Project and add to the current docket, as submitted by Compton Engineering and recommended for payment by the same. **(EXHIBIT G)**

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INVOICES/HURRICANE ZETA DEBRIS REMOVAL/DEBRIS REMOVAL/ZETA-HURRICANE

Re: Invoice 19692 from Custom Tree Care for Hurricane Zeta Debris Removal

- u. Approve Invoice 19692 in the amount of \$53,542.17 from Custom Tree Care, Inc. - Hurricane Zeta Debris Removal, as submitted by Tetra Tech and recommended for payment by the same. **(EXHIBIT H)**

INVOICES/HURRICANE ZETA DEBRIS REMOVAL/DEBRIS REMOVAL/ZETA-HURRICANE

Re: Invoice 19703 from Custom Tree Care

- v. Approve Invoice 19703 from Custom Tree Care, Inc. In the amount of \$12,911.82 - Hurricane Zeta Debris Removal as submitted by Tetra Tech and recommended for payment by the same. **(EXHIBIT I)**

INVOICES/HURRICANE ZETA DEBRIS REMOVAL/DEBRIS REMOVAL/ZETA-HURRICANE

Re: Invoice 19723 from Custom Tree Care

- v. Approve Invoice 19723 from Custom Tree Care, Inc. In the amount of \$27,104.74 - Hurricane Zeta Debris Removal.

INVOICES/HURRICANE ZETA DEBRIS REMOVAL/DEBRIS REMOVAL/ZETA-HURRICANE

Re: Invoice 19735 from Custom Tree Care, Inc.

- w. Approve Invoice 19735 from Custom Tree Care, Inc. In the amount of \$12,911.82 - Hurricane Zeta Debris Removal. **(EXHIBIT J)**
- x. ~~Motion to approve Invoice _____ from Tetra Tech Inc. In the amount of \$_____ and add to the current docket Hurricane Zeta Debris Removal.~~

INVOICES/ WAVELAND ROAD PAVING PROJECT 2021

Re: Invoice 221-003.001-2 from Compton Engineering-Road Paving Project 2021

- y. Approve Invoice Number 221-003.001-2 from Compton Engineering in the amount of \$1,050.00 - Waveland Road Paving Project 2021. **(EXHIBIT K)**

INVOICES/ WAVELAND ROAD PAVING PROJECT 2021

Re: Invoice from Compton Engineering – Permit Gas Line @ Dolly's Quick Stop

- z. Approve Invoice Number 221-033.002.2 from Compton Engineering in the amount of \$405.00 - MDOT (Mississippi Department of Transportation) Permit Gas Line at Dolly's Quick Stop on Highway 603. **(EXHIBIT L)**

HANCOCK COUNTY TOURISM DEVELOPMENT BUREAU/APPROPRIATION

Re: Appropriation in the amount of \$2,000.00 for event promotion

- q. Alderman Burke moved, seconded by Alderman Richardson to Approve a budgeted appropriation for the Hancock County Tourism Development Bureau in the amount of \$2,000.00, This will be used to promote Waveland's upcoming event. By approving this item, it will make the finding that it will bring favorable notice to the resources and opportunity of the City. **(EXHIBIT M)**

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

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Absent: None

END CONSENT AGENDA

AMEND AGENDA

Re: Amend Agenda to discuss issues on Trout Street

Alderman Lafontaine moved, seconded by Alderman Richardson to amend the agenda to discuss issues on Trout Street.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: None

RESOLUTIONS/BOND

Alderman Burke moved, seconded by Alderman Richardson to approve a RESOLUTION FINDING AND DETERMINING THAT THE INTENT RESOLUTION ADOPTED ON MARCH 17, 2021 (THE “INTENT RESOLUTION”), WAS DULY PUBLISHED AS REQUIRED BY LAW; THAT NO SUFFICIENT PROTEST DESCRIBED IN THE INTENT RESOLUTION HAS BEEN FILED BY THE QUALIFIED ELECTORS; AND AUTHORIZING THE ISSUANCE OF SAID BONDS, CITY BOND AND/OR LOAN AS PROVIDED IN THE INTENT RESOLUTION. **(EXHIBIT N)**

During discussion City Clerk Lagasse noted that there were no protests to the request.

A vote was called for with the following results:

Voting Yea: Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: Burke (Broke from meeting for personal issue returned immediately)

PERSONNEL/CITY HALL

Re: New Hires, John Gonzales, Lindsay Liljedahl, USM Student

Alderman Piazza moved, seconded by Alderman Richardson to approve the hiring of three interns temporarily for the summer to assist in special projects. The money will be moved from Employee non-exempt to part time in the budget and are within available funding. They will be utilized strictly for special projects and will be temporary with position ending no later than August 13, 2021. The rate will be \$10.00 per hour and will vary by position:

- a. John Gonzales – Accounting / Budgetary not to exceed 25 hours weekly.
- a. Lindsay Liljedahl – Administration – not to exceed 40 hours weekly.
- c. USM Student – GIS / CRS / Utilities not to exceed 25 hours weekly.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: None

AMEND AGENDA

Re: Amend Agenda to move Camera Item to post-Executive Session

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Alderman Burke moved, seconded by Alderman Piazza to move No. 12 to after Executive Session, being the following: to discuss the lowest and best bid (reverse auction) from RJ Young / Verkada to supply cameras, software, maintenance, information storage and warranty, for a period of 10-years. The low bid was \$2,810.18 per month.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: None

EXECUTIVE SESSION

Re: Consider Executive Session

Alderman Burke moved, seconded by Alderman Richardson to consider a closed session to discuss the following items in Executive Session:

- a. Discuss probability of litigation regarding a Utility Account that has to do with Oak Park and Gulf Grove Apartments,
- b. Code Enforcement matter with Oak Park Apartments and Gulf Grove Apartments.
- c. Personnel matter within the Police Department.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: None

Re: Enter Executive Session

Alderman Burke moved, seconded by Alderman Piazza to approve a recommendation from the City Attorney to discuss for the following:

- a. Discuss probability of litigation regarding a Utility Account that has to do with Oak Park and Gulf Grove Apartments,
- b. Code Enforcement matter with Oak Park Apartments and Gulf Grove Apartments.
- c. Personnel matter within the Police Department.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: None

Re: Exit Executive Session

Alderman Lafontaine moved, seconded by Alderman Piazza to exit Executive Session with no action taken.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: None

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PERSONNEL/POLICE DEPARTMENT

Re: Resignation of Officer Shondi Garcia

Q Alderman Burke moved, seconded by Alderman Lafontaine to spread on the minutes the resignation of Sargent Shondi Garcia, effective April 12, 2021.

EMERGENCY REPAIR/PUBLIC WORKS/UTILITY DEPARTMENT/PURCHASING

Re: Payment of Emergency Sewer Repair to Brian Alexander and DNA Underground

Alderman Lafontaine moved, seconded by Alderman Piazza to ratify and approve the payment of the invoices for Brian Alexander and DNA Underground for the sewer repair at Aurderer and Highway 90 for work done on April 1st and 2nd, 2021 for the amounts that are shown in the Docket of Claim. **(EXHIBIT O – Veotis Humphry Statement) (EXHIBIT P – Brian Alexander Invoice) (EXHIBIT Q – DNA Underground)**

*Prior to the vote Alderman Richardson exited the Meeting. 9:19 p.m.

A vote was called for with the following results:

Voting Yea: Burke, Lafontaine & Piazza

Voting Nay: None

Absent: Richardson

DOCKET OF CLAIMS

Re: Claims

Alderman Lafontaine moved, seconded by Alderman Piazza to approve the Docket of Claims paid and unpaid in the amount of \$820,953.85 dated April 21, 2021, as submitted. **(EXHIBIT R)**

A vote was called for with the following results:

Voting Yea: Burke, Lafontaine & Piazza

Voting Nay: None

Absent: Richardson

CAMERA SYSTEM/PUBLIC COMMENT

Re: Mr. Chad Whitney discussed the Camera System

Alderman Piazza moved, seconded by Alderman Lafontaine to discuss the lowest and best bid (reverse auction) from RJ Young / Verkada to supply cameras, software, maintenance, information storage and warranty, for a period of 10-years. The low bid was \$2,810.18 per month.

ADJOURN

Re: Adjourn the meeting at 8:03 p.m.

Alderman Burke moved, seconded by Alderman Lafontaine to adjourn the meeting at 9:51 p.m.

A vote was called for with the following results:

Voting Yea: Burke, Lafontaine & Piazza

Voting Nay: None

Absent: Richardson

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The foregoing minutes were presented to Mayor Smith on May 4, 2021.

James M. Lagasse
City Clerk

The Minutes of the Regular Meeting of April 21, 2021 have been read and approved by me on this, the 4th day of May, 2021. .

Mike Smith
Mayor